

P24177.A06



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Stephen PALM

Group Art Unit : 2133

Appl. No. : 10/663,712

Examiner : Not Yet Assigned

Filed : September 17, 2003

Confirmation No. : 2236

For : RETRANSMISSION PROCEDURE AND APPARATUS FOR  
HANDSHAKING PROTOCOL

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
U.S. Patent and Trademark Office  
220 20th Street S.  
Customer Window, Mail Stop \_\_\_\_\_  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

Sir:

In accordance with the duty of disclosure under 37 C.F.R. §1.56 and §§1.97-1.98,  
Applicant hereby calls to the Examiner's attention the following documents:

A copy of a European Office Action mailed in related European Patent Application No. EP 03 028 105.9 on September 14, 2004 is enclosed, in which the following documents were cited:

(1) "ITU-T Recommendation V.8 bis ("Procedures for the Identification and Selection of Common Modes of Operation Between Data Circuit-Terminating Equipment (DCEs) and Between Data Terminal Equipments (DTEs) Over the General Switched Telephone Network and On Leased Point-to-Point Telephone-Type Circuits"), which was published by the International Telecommunication Union in August, 1996;

(2) U.S. Patent No. 5,493,609 to DAVIS et al., which issued on February 20, 1996; and

(3) An article by K. KRECHMER at pages 63, 64 and 66 of Data Communications, McGraw Hill, NY, Vol. 23, No. 2 (January 21, 1994), entitled "V.34 Modems: Off to a Fast Start?."

The relevancy of these documents is described in the European Office Action. Applicant notes that copies of these documents were previously submitted in an Information Disclosure Statement filed on January 14, 2004. Thus, copies of these documents are not enclosed herewith.

A copy of a Malaysian Office Action mailed in related Malaysian Patent Application No. PI 99000053 on August 23, 2004 is enclosed, in which the following document was cited:

(4) U.S. Patent No. 6,735,245 to PALM, which issued on May 11, 2004.

The relevancy of this document is described in the Malaysian Office Action. Applicant notes that this document was previously cited in the Information Disclosure Statement filed on January 14, 2004 as U.S. Patent Application No. 09/217,556.

Further to the U.S. Patent and Trademark Office's decision to waive the requirement under 37 C.F.R. §1.98 (a)(2)(i), a copy of document (4), a U.S. patent, is not enclosed herewith. However, if a copy is needed, the Examiner is respectfully requested to contact the undersigned.

Applicant respectfully requests that the Examiner consider the above materials and cite the documents. Documents (1)-(4) are listed on a PTO-1449 Form, which is attached

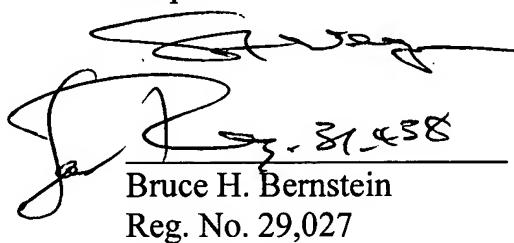
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hereto. The Examiner is respectfully requested to initial the appropriate spaces on the attached Form and to return a copy of the completed Form to Applicant with the next official communication in the present application to confirm consideration of these documents.

Applicant notes that documents (1)-(3) were previously cited to the Examiner and document (4) is the issued patent of an application that was previously cited. Accordingly, as none of the documents are being newly cited, Applicant submits that it is not necessary to submit any governmental fee to ensure consideration of the documents.

Should the Examiner have any questions, the Examiner is invited to contact the undersigned at the below-listed telephone number.

Respectfully submitted,  
Stephen PALM



\_\_\_\_\_  
Bruce H. Bernstein  
Reg. No. 29,027

October 14, 2004  
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FORM PTO-1449 <i>OCT 14 2004</i> INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)	U.S. Department of Commerce Patent and Trademark Office	Atty. Docket No. P24177	Application No. 10/663,712
		Applicant Stephen PALM	
		Filing Date September 17, 2003	Group 2133

## **U.S. PATENT DOCUMENTS**

## **FOREIGN PATENT DOCUMENTS**

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

	1	"ITU-T Recommendation V.8 bis ("Procedures for the Identification and Selection of Common Modes of Operation Between Data Circuit-Terminating Equipment (DCEs) and Between Data Terminal Equipments (DTEs) Over the General Switched Telephone Network and On Leased Point-to-Point Telephone-Type Circuits"), which was published by the International Telecommunication Union in August, 1996.
	2	An article by K. KRECHMER at pages 63, 64 and 66 of Data Communications, McGraw Hill, NY, Vol. 23, No. 2 (January 21, 1994), entitled "V.34 Modems: Off to a Fast Start?".

**EXAMINER**

**DATE CONSIDERED**

\*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.